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In re Application of:
Itai et al.
Serial No.: 09/656,435
Filed: September 6, 2000
Attorney Docket No.: 195832US

DECISION ON PETITION TO
WITHDRAW THE HOLDING
OF ABANDONMENT

This is in response to applicants' petition under 37 CFR § 1.181(a) filed on February 11, 2005, requesting withdrawal of the holding of abandonment based on the timely filing of a response to the Office action mailed April 14, 2003.

A review of the file history shows that the examiner mailed an Office action to applicants on April 14, 2003, setting a three-month statutory time period for reply. On February 8, 2005, the examiner mailed a notice of abandonment for failure to respond to the outstanding Office action.

Applicants state that a response to the Office action was timely filed on October 14, 2003, as evidenced by the post card identifying the papers filed and showing a USPTO date-stamped receipt of October 14, 2003. In view of this evidence, applicants are considered to have submitted a timely reply.

Applicants' petition is **GRANTED**. This application is restored to pending status with the mailing of this decision and will be forwarded to the examiner for consideration of the amendment.

Should there be any questions about this decision, please contact Marianne C. Seidel by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0584 or by facsimile at 703-872-9306.

Jasemine Chambers
Director, Technology Center 1600